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OFFICE OF PETITIONS

In re Application of :
Zou et al. :
Application Number: 10/826579 : DECISION ON PETITION
Filing Date: 04/16/2004 :
Attorney Docket Number: :
010093U1C1 :

This is a decision on the petition filed on 29 August, 2007,
under 37 CFR 1.137(b), to revive the above-identified
application.

The petition is **DISMISSED AS MOOT.**

A review of the record reveals that on 15 September, 2005, a non-final Office action was mailed. On 23 June, 2006, a Notice of Abandonment was mailed for failure to file a reply to the non-final Office action. On 31 January, 2007, a petition under 37 CFR 1.137(b) was filed, accompanied by an amendment. On 23 April, 2007, a Decision on Petition granting the petition under 37 CFR 1.137(b) was mailed. On 20 July, 2007, a Notice of Non-Compliant Amendment (37 CFR 1.121) was mailed, setting a one (1) month shortened time period. On 29 August, 2007, the present petition was filed, along with a one (1) month extension of time and a corrected amendment.

As extensions of time were available in response to the Notice mailed on 20 July, 2007, and a one month extension of time was obtained, the response filed on 29 August, 2007, was a proper and timely response to the Notice mailed on 20 July, 2007.

As such, the application was not abandoned, and no petition to revive is necessary.

The petition fee has not been charged.

The application will be referred to Technology Center Art Unit 2142 for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3231.

A handwritten signature in cursive script, appearing to read "D Wood".

Douglas I. Wood
Senior Petitions Attorney
Office of Petitions